

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors: Alexander Golitschek Edler Von Elbwart, et al. Art Unit: 2617
Application No.: 10/594,556 Conf. No.: 5571
Filed: September 27, 2006
For: METHOD FOR PERFORMING A SCHEDULING ALGORITHM WITH A
MINIMUM RESOURCE PARAMETER AND METHOD OF CALCULATING
SAME

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents
Washington, DC 20231

Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the documents listed on the attached Form PTO 1449. Attached is a Japanese Office Action dated August 11, 2009 issued in a corresponding Japanese Patent Application.

The cited art is listed in the attached PTO-1449 for an indication of consideration by the examiner. Copies of any references listed on the PTO-1449, besides U.S. patent documents, are submitted herewith.

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106. Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

If any fee is due it may be charged to Deposit Account No. 04-1061.

Respectfully submitted,

/James Edward Ledbetter/

Date: November 4, 2009

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JEL/vrw

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